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06/30/2006 09:07 AM

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Subject Michigan Settlement Agreement

History:

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Attached please find the execution copy of the Michigan Settlement Agreement and related attachments. I have revised the third WHEREAS clause to reflect the entry of the Confirmation Order on June 28 and to delete the language in last line of Section 4(d) "...such consent not to be unreasonably withheld, conditioned or delayed." I have also added the language of Exhibit B circulated by MDEQ Wednesday, as revised pursuant to our discussions yesterday. (Please note that Catherine

Garypie has not provided us with her final OK on the latest revisions to Exhibit B as yet. If there are further comments or concerns on her part, we will let you know as soon as possible). Please proceed to obtain the necessary signatures to the document and either fax or pdf the signature page to me as soon as possible. I will circulate copies of the final Michigan Settlement Agreement to all next week. Thanks very much for your hard work with respect to this document and have a great holiday weekend!

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